

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IN RE DYNAMIC RANDOM ACCESS
MEMORY (DRAM) ANTITRUST
LITIGATION

This Document Relates To:

Preis v. Hitachi, Ltd., et al.,
Case No. CV 10-0346 PJH

Master File No. M-02-1486 PJH

MDL No. 1486

**[PROPOSED] ORDER GRANTING
DIRECT PURCHASER PLAINTIFFS'
MOTION TO AUTHORIZE
DISTRIBUTION OF SETTLEMENT
FUND**

Judge: Hon. Phyllis J. Hamilton
Courtroom: 3, 3rd Floor

1 Direct Purchaser Plaintiffs' Motion to Authorize Distribution of the Settlement Fund
2 ("Motion") came on for hearing on March 26, 2014.

3 Having considered the Motion, the Declaration of Robin Niemiec in Support of Direct
4 Purchaser Plaintiffs' Motion to Authorize Distribution of Settlement Fund ("Niemiec
5 Declaration"), the Declaration of R. Alexander Saveri in Support of Direct Purchaser Plaintiffs'
6 Motion to Authorize Distribution of Settlement Fund, and all other supporting papers and
7 arguments presented at the hearing, it is hereby ORDERED that:

8 1. Plaintiffs' Motion is GRANTED.

9 2. The Court finds that a *pro rata* distribution of the Net Settlement Fund (determined
10 by multiplying each valid claimant's percentage of the total valid claims times the Net Settlement
11 Fund) is fair, adequate and reasonable.

12 3. The Court further finds that the claims review process, as set forth in the Niemiec
13 Declaration, was fair, adequate and reasonable, providing a full and fair opportunity for potential
14 members of the class to submit a valid claim.

15 4. Sufficient funds shall be reserved in the Net Settlement Fund for the payment of
16 claims administration costs and taxes.

17 5. The Court authorizes distribution of the Net Settlement Fund to Authorized
18 Claimants (less the funds reserved for claim administration costs and taxes) as set forth in Exhibit I
19 of the Niemiec Declaration.

20 IT IS SO ORDERED.

21 Date: March 21, 2014.

